IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 3223 of 1998

For Approval and Signature:

HONOURABLE MR.JUSTICE D.A.MEHTA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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ABDULSALAM AHMAD KURESHI - Petitioner(s)
Versus
STATE OF GUJARAT & 1 - Respondent(s)

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Appearance :
MR PJ KANABAR for Petitioner(s) : 1,
MR SP HASURKAR, AGP. for Respondent(s) : 1 - 2.

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CORAM : HONOURABLE MR.JUSTICE D.A.MEHTA

Date : 06/07/2006

ORAL JUDGMENT

1 This petition seeks relief by way of regularization of the services of the petitioner as a Peon under the respondent authority from the date of his appointment. Mr.P.J.Kanabar, learned Advocate for the petitioner very fairly states that the services of the petitioner have been terminated and the petitioner has challenged the order of termination by way of a separate petition bearing Special Civil Application No.9194 of 2006. Mr.Kanabar prays that this petition be adjourned.

2 The request for adjourning the petition is rejected, considering the fact that cause of action no longer survives. In absence of any service, as of today, there can be no relief granted in the form of regularization.

3 In the result, the petition having become infructuous is disposed of as such. Rule discharged. There shall not be order as to costs.

(D.A.MEHTA, J.)

m.m.bhatt